

EXHIBIT 2

1 HONORABLE THOMAS S. ZILLY
2
3
4
5
6
7
8

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 BUNGIE, INC., a Delaware corporation,
10 Plaintiff,

11 v.
12 KUNAL BANSAL, an individual, d/b/a;
13 LAVICHEATS.COM; and DOES 1-30,
14 inclusive,

15 Defendants.

Case No. 2:21-cv-1111-TSZ

DECLARATION OF ALLISON NIXON RE:
SERVICE OF DEFENDANT KUNAL
BANSAL BY WEBSITE FORUM POST

16 I, Allison Nixon, declare and state as follows:

17 1. I am over the age of 21 years. I make this Declaration based upon personal
knowledge unless otherwise stated, in which case I believe the information to be true, or based
upon documents maintained by Unit 221B, LLC in the ordinary course of its business or
publicly-available documents.

21 2. I am the Chief Research Officer for Unit 221B, LLC (“Unit 221B”), an
investigative and threat-intelligence company that specializes in advanced cyber investigations. I
have approximately 10 years of experience in the field of cyber intelligence.

24 3. As part of its investigation of this matter, Bungie—through its counsel in this
action, Focal PLLC—retained Unit 221B to conduct a cyber investigation of the website
<lavicheats.com> (the “Lavicheats Website”).

27 4. On November 22, 2021, using text provided by counsel for Bungie, Focal PLLC,

1 I created and submitted a post to the “MediaSection” public discussion forum on the Lavicheats
2 Website. Because a submitted post is not published and viewable to visitors to that website
3 public discussion forum on the Lavicheats Website if the poster does not have a registered
4 account with the website, I submitted the post via an account named “ElectronicService” I
5 registered with the website for this purpose. The post included a link to (a) the Summons, (b) the
6 Complaint, and (c) a copy of the Court’s Order granting leave to serve Defendant Kunal Bansal
7 by such a forum posting. Attached hereto as **Exhibit A** is a true and correct copy of the content
8 of the post I submitted on November 22, 2021, to the “MediaSection” public forum on the
9 Lavicheats Website.

10 5. The post described in paragraph 4 and shown in Exhibit A hereto was
11 successfully submitted on November 22, 2021.

12 6. After submitting the post described in paragraph 4 using the registered account
13 described in that paragraph, I confirmed that the post was published and publicly viewable to
14 visitors to the “MediaSection” public discussion forum on the Lavicheats Website. Attached
15 hereto as **Exhibit B** is a true and correct copy of a screenshot I captured of the “MediaSection”
16 public discussion forum on November 22, 2021, showing the publicly-viewable post.

17 7. It appears that following the successful publication of the post on the forum, on
18 the morning of November 23, 2021, the post was removed. The fact that the post was removed a
19 number of hours after it was published and publicly viewable supports the conclusion that the
20 post was seen by, and the act of removal was done by, a human (i.e., a site administrator), as any
21 automated process would have removed the post immediately. Nonetheless, the post was
22 publicly viewable on the Lavicheats Website from the time of posting (approximately 5:15 p.m.
23 PST on November 22, 2021) until approximately 6:40 a.m. PST on November 23, 2021, when it
24 was removed from the website.

25 //

26 //

27 //

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct to the best of my knowledge.

3 Executed this 24th day of November, 2021, at Harrison, New Jersey.

4 DocuSigned by:
5 
6 ALLISON NIXON
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

EXHIBIT A

Create New Topic - LaviCheats X

javicheats.com/forum/24-media-section/2d0=addr

Title DECODED

NOTICE to Defendant Kunal Bansal - Service of Legal Process - Buntie, Inc. v. Bansal, et al. Case No. 2:21-cv-1111-TS (W.D. Wash.)

Add Tags...

Size A
B C D E F G H I J K L M N O P Q R S T U V W X Y Z

Attn: Defendant Kunal Bansal, aka "Lavi"

Pursuant to the Order of the United States District Court for the Western District of Washington dated September 22, 2021, you -- Defendant Kunal Bansal -- are hereby served with the Summons and Complaint in the case captioned *Bunaike Inc. v. Bansal et al.* Case No. 2:21-cv-11117-SZ, pending in the aforementioned Court.

The referenced Order, the Summons, and the Complaint are located at the following link:

<https://spaces.hightail.com/space/TThbs1qv3G>

For quick reference, the following is stated in the Summons included in the link above:

"A lawsuit has been filed against you

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney. . .

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court."

Plaintiffs' attorneys are set forth in the Summons.

① Pasted as rich text. Paste as plain text instead

EXHIBIT B

Case 2:21-cv-01111-TL Document 20-2 Filed 11/24/21 Page 8 of 8

e ID: F69F64C5-60CB-4D47-99EA423EBE2E9CE5

MediaSection - LaviCheats

Follow 1

Start new topic

Unread Content

Mark site read

Sort By ▾

MARK FORUM AS READ

NOTICE to Defendant Kunal Bansal - Service of Legal Process - Bungie, Inc. v. Bansal, et al., Case No. 2:21-cv-1111-TSZ (W.D. Wash.)

By ElectronicService, just now

0 replies 0 views

ElectronicService Just now

Bloodhund Cheat Video

By Maximus October 9

0 replies 200 views

Maximus October 9

EscapeFromTarkov Potato_xD

By Potato_xD, June 27

0 replies 1.2k views

Potato_xD June 27

TrOjAnIX February 6

TrOjAnIX February 6

MediaSection

Videos, Wins And Information Submitted by Users

Home > Public Discussions > MediaSection

lavicheats.com/forum/24-mediasection/